

1 BILL NO. S-82-04-16

2 SPECIAL ORDINANCE NO. S- 68-82

3 AN ORDINANCE approving an Agreement
4 between the Board of Commissioners of
5 Allen County, Indiana and the City of
6 Fort Wayne, Indiana for Allen County
7 animal control.

8 W I T N E S S E T H

9 WHEREAS, the City of Fort Wayne, Indiana and the County
10 of Allen desire to enter into an agreement relative to animal
11 control.

12 WHEREAS, such agreement would be and is in the best inter-
13 est of the citizens of Fort Wayne and Allen County in general.

14 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
15 THE CITY OF FORT WAYNE, INDIANA:

16 SECTION 1. The annexed agreement by and between Allen
17 County, Indiana by and through it's Board of Commissioners and
18 the City of Fort Wayne, Indiana is hereby approved and ratified
19 in all respect. A copy of said agreement shall be placed on file
20 with the City Clerk of Fort Wayne, Indiana.

21 SECTION 2. That this ordinance shall be in full force
22 and effect from and after its passage and approval by the Mayor.

23
24 
25 COUNCILMEMBER

26 APPROVED AS TO FORM AND
27 LEGALITY APRIL 9, 1982

28 
29 BRUCE O. BOXBERGER, CITY ATTORNEY
30
31
32

Read the first time in full and on motion by Estes, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee Regulation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 4-13-82, the 4 day of April, 1982, at 8 o'clock P.M., E.S.T.

DATE: 4-13-82

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Read the third time in full and on motion by Estes, seconded by Stier, and duly adopted, placed on its passage. PASSED (lost) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>7</u>	<u>0</u>	<u>1</u>	<u>2</u>	
BRADBURY	<u>X</u>				
BURNS	<u>X</u>				
EISBART	<u>X</u>				
GIAQUINTA	<u>X</u>				
NUCKOLS				<u>X</u>	
SCHMIDT	<u>X</u>				
SCHOMBURG	<u>X</u>				
STIER				<u>X</u>	
TALARICO	<u>X</u>				

DATE: 4-27-82

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) NO. S-68-82 on the 27th day of April, 1982.

ATTEST:

(SEAL)

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 5th day of April, 1982, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 29th day of April, 1982, at the hour of 11 o'clock A.M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR. - MAYOR

BILL NO. S-82-04-16

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON Regulations TO WHOM WAS REFERRED AN
ORDINANCE approving an Agreement between the Board of Commissioners
of Allen County, Indiana and the City of Fort Wayne, Indiana for Allen
County animal control

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

BEN A. EISBART - CHAIRMAN

JANET G. BRADBURY - VICE CHAIRMAN

PAUL M. BURNS

JOHN NUCKOLS

ROY J. SCHOMBURG

[Handwritten signatures: Ben A. Eisbart, Janet G. Bradbury, Paul M. Burns, John Nuckols, Samuel J. Talarico]

4-27-82
CONCURRED IN
DATE _____ CHARLES W. WESTERMAN, CITY CLERK

ALLEN COUNTY ANIMAL CONTROL AGREEMENT

This agreement entered into this 1st day of January, 1982, between the Board of Commissioners of Allen County, Indiana, (hereinafter usually referred to as "Commissioners"), and the City of Fort Wayne, Indiana, (hereinafter usually referred to as "City").

WHEREAS, Commissioners are assuming full responsibility for animal control in the County of Allen, exclusive of the City of Fort Wayne, and desire that the Sheriff of Allen County shall catch and detain stray animals in Allen County from time to time and that suitable facilities for the storage and/or disposal of said animals are not presently owned or operated by the Commissioners;

and

WHEREAS, City operates the Humane Shelter, 2225 Dwenger Avenue, Fort Wayne, Indiana, which is a suitable facility for the storage and/or disposal of said animals and desires to make said facilities available to the Commissioners for a reasonable fee.

NOW THEREFORE, in consideration of the mutual promises contained herein, the parties agree as follows:

1. The City Humane Shelter shall receive all animals delivered to it by the Sheriff or Allen County Animal Control Officer and provide suitable storage facilities for impoundment of said animals and provide such services as are necessary in accordance with the rules and procedures of the City Humane Shelter. The City shall dispose of said animals at the expiration of three (3) days after delivery and impoundment thereof in accordance with the rules and procedures of the City Humane Shelter and the requirements of State Law.

2. The City shall be solely responsible for notifying any owners or other interested parties of the whereabouts of all animals delivered to the City Humane Shelter by the Sheriff of Allen County or the Allen County Animal Control Officer.

3. The Commissioner shall pay quarterly to the City the sum of Nineteen Dollars (\$19.00) per animal impounded. In the event that an owner of an animal delivered to the City Humane Shelter by the Sheriff of Allen County or the Allen County Animal Control Officer claims said animal within the prescribed period, the City shall charge said owner the full fee.

4. This agreement shall be effective immediately and shall run until December 31, 1982; and, said contract shall renew itself from year to year unless any of the parties to this agreement notifies the other in writing on or before thirty (30) days prior to the expiration that a termination of this contract or an amendment of its terms is desired.

IN WITNESS WHEREOF, the City of Fort Wayne, by resolution duly adopted by its City Council, caused this agreement to be signed by its Mayor and attested by its Clerk, and the County of Allen, by order of its Board of Commissioners, has caused these presents to be subscribed by the members thereof and the seal of said Board to be affixed hereto and attested by the Clerk of said Board, all on the day and year first above written.

CITY OF FORT WAYNE, INDIANA

By 
Mayor Winfield C. Moses


ATTEST:

By Charles W. Westerman
City Clerk

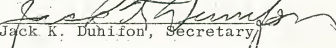
APPROVED AS TO FORM:

Bruce Norman Stier
Associate City Attorney

BOARD OF COMMISSIONERS OF
THE COUNTY OF ALLEN

By 
Richard M. Ellenwood
President

By Richard M. Regedanz
Vice-President

By 
Jack K. Duhifon, Secretary

ATTEST:

By 
Gloria J. Goeglein, Auditor

SHERIFF OF ALLEN COUNTY

By 
Charles B. Weeks

APPROVED AS TO FORM:


Thomas E. Ruzzo
County Attorney